

Amendment No. 2 to HB4014

Armstrong
Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2832*

House Bill No. 4014

by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____ Tennessee Code Annotated, Title 68, Chapter 11, Part 16, is amended by adding the following as a new section:

68-11-16__.

(a) If two (2) or more healthcare systems that own and operate hospitals in Tennessee merge and the merger results in a new entity which controls at least twenty-five percent (25%) of market share, then:

(1) The new entity may relocate services and beds to any facility owned by the entity as a result of the merger that is located within the same county without any prior approval under this part from the health services and development agency as long as the relocations:

(A) Occur within twelve (12) months of the merger;

and

(B) Do not result in a net increase in the number of licensed beds.

(2) The new entity shall notify the health services development agency of the relocations no later than forty-five (45) days following their occurrence.

(b) This section shall not be construed to include any joint ventures that the new entity might enter into with physicians or other parties.

(c) This section shall be repealed on June 30, 2009.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.